

0062

C/015/025 Incoming
3036
Q

Hiawatha Coal Company

P.O. Box 1240
Huntington, UT 84528

(435) 687-5777
FAX (435) 687-5724

James D. Smith
Utah Division of Oil, Gas & Mining
1954 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, UT 84114-5801

December 4, 2008

Re: Midterm Permit Review, Task ID #2935, CW Mining Company, Bear Canyon Mine, C/015/0025, Response Letter.

Dear Mr. Smith:

Due to the delays encountered with the permit transfer, Bear Canyon is resubmitting its Mid Term Review. Also included in the Bond Calculations is a complete replacement of Chapter 8. We feel that this is necessary to better understand where the numbers used in the bond calculations are coming from. Please find two (2) hard copies and one (1) disc containing all pertinent files.

If you have any questions, please call me at (435) 687-5777 (X-2501).

Sincerely,



Cliff Baker
Environmental Coordinator

Task ID: *C/015/0025 2008, Incoming*

Refer to:

☐ Confidential

☐ Shelf

☒ Expandable

Date: *120408* For additional information

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DEC 15 2008
DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Permit Change ☒ New Permit ☐ Renewal ☐ Exploration ☐ Bond Release ☐ Transfer ☐

Permittee: CW Mining Company

Mine: BEAR CANYON MINE

Permit Number: ACT/015/025

Title: Midterm Permit Review, Task ID #2935

Description, Include reason for application and timing required to implement:

Mid Term Bond Reviw, Division Calculations

Instructions: If you answer yes to any of the first eight (gray) questions, this application may require Public Notice publication.

- ☐ Yes ☒ No 1. Change in the size of the Permit Area? Acres: _____ Disturbed Area: _____ ☐ increase ☐ decrease.
- ☐ Yes ☒ No 2. Is the application submitted as a result of a Division Order? DO# _____
- ☐ Yes ☒ No 3. Does the application include operations outside a previously identified Cumulative Hydrologic Impact Area?
- ☐ Yes ☒ No 4. Does the application include operations in hydrologic basins other than as currently approved?
- ☐ Yes ☒ No 5. Does the application result from cancellation, reduction or increase of insurance or reclamation bond?
- ☐ Yes ☒ No 6. Does the application require or include public notice publication?
- ☐ Yes ☒ No 7. Does the application require or include ownership, control, right-of-entry, or compliance information?
- ☐ Yes ☒ No 8. Is proposed activity within 100 feet of a public road or cemetery or 300 feet of an occupied dwelling?
- ☐ Yes ☒ No 9. Is the application submitted as a result of a Violation? NOV # _____
- ☐ Yes ☒ No 10. Is the application submitted as a result of other laws or regulations or policies?
Explain: _____
- ☐ Yes ☒ No 11. Does the application affect the surface landowner or change the post mining land use?
- ☐ Yes ☒ No 12. Does the application require or include underground design or mine sequence and timing? (Modification of R2P2)
- ☐ Yes ☒ No 13. Does the application require or include collection and reporting of any baseline information?
- ☐ Yes ☒ No 14. Could the application have any effect on wildlife or vegetation outside the current disturbed area?
- ☐ Yes ☒ No 15. Does the application require or include soil removal, storage or placement?
- ☐ Yes ☒ No 16. Does the application require or include vegetation monitoring, removal or revegetation activities?
- ☐ Yes ☒ No 17. Does the application require or include construction, modification, or removal of surface facilities?
- ☐ Yes ☒ No 18. Does the application require or include water monitoring, sediment or drainage control measures?
- ☐ Yes ☒ No 19. Does the application require or include certified designs, maps or calculation?
- ☐ Yes ☒ No 20. Does the application require or include subsidence control or monitoring?
- ☐ Yes ☒ No 21. Have reclamation costs for bonding been provided?
- ☐ Yes ☒ No 22. Does the application involve a perennial stream, a stream buffer zone or discharges to a stream?
- ☐ Yes ☒ No 23. Does the application affect permits issued by other agencies or permits issued to other entities?

Please attach four (4) review copies of the application. If the mine is on or adjacent to Forest Service land please submit five (5) copies, thank you. (These numbers include a copy for the Price Field Office)

I hereby certify that I am a responsible official of the applicant and that the information contained in this application is true and correct to the best of my information and belief in all respects with the laws of Utah in reference to commitments, undertakings, and obligations, herein.

Charles Reynolds
Print Name

Charles Reynolds, President, 12/4/08
Sign Name, Position, Date

Subscribed and sworn to before me this 4 day of December, 2008

Notary Public

My commission Expires:

Attest: State of Utah } ss:
County of Canyon



For Office Use Only:

Assigned Tracking
Number:

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DIV. OF OIL, GAS & MINING

APPLICATION FOR COAL PERMIT PROCESSING

Detailed Schedule Of Changes to the Mining And Reclamation Plan

Permittee: CW Mining Company

Mine: BEAR CANYON MINE

Permit Number: ACT/015/025

Title: Midterm Permit Review, Task ID #2935

Provide a detailed listing of all changes to the Mining and Reclamation Plan, which is required as a result of this proposed permit application. Individually list all maps and drawings that are added, replaced, or removed from the plan. Include changes to the table of contents, section of the plan, or other information as needed to specifically locate, identify and revise the existing Mining and Reclamation Plan. Include page, section and drawing number as part of the description.

DESCRIPTION OF MAP, TEXT, OR MATERIAL TO BE CHANGED

[illegible]

Any other specific or special instruction required for insertion of this proposal into the Mining and Reclamation Plan.

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**Deficiency Response List
Task ID #2935
Midterm Bond Review**

R645-301-830.110,

- D. The permittee must include a copy of the Division's reclamation cost estimate in the MRP.**
- R. The Division was sent a submittal for the replacement of the Division's reclamation cost estimate on 8-13-2008.

R645-301-830.200,

- D. The permittee must post a bond for no less than \$2,418,000**
- R. On 8-12-08, Hiawatha coal went to the Division's offices in Salt Lake City to meet with Wayne Western to review the Division's estimate. After the review the Division's estimate is within the current bond posted at this time. Therefore, Hiawatha Coal feels the current bond is adequate. The Division was sent a submittal for the replacement of the Division's reclamation cost estimate on 8-13-2008. Further, in looking into the potential bond release for the Tank Seam we identified some other concerns. These were brought up with Pete Hess, who is currently overseeing Bear Canyons Bond. These new calculations are included in this submittal.